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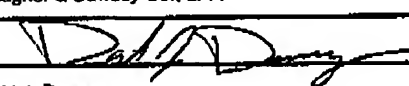
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<b>TRANSMITTAL FORM</b>  (To be used for all correspondence after initial filing)	Application Number	10/825,037	
	Filing Date	04/15/2004	
	First Named Inventor	Marion Grillet	
	Art Unit	3749	
	Examiner Name	Michael J. Early	
Total Number of Pages in This Submission	19	Attorney Docket Number	040220.002

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Gallagher & Dawsey Co., LPA		
Signature			
Printed name	David J. Dawsey		
Date	5/9/2006	Reg. No.	51,044

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RESPONSE TO OFFICE ACTION MAILED 03/09/2006  
"Campfire Safety Apparatus"  
Serial No. 10/825,037  
Examiner: Michael J. Early  
Atty. Docket No. 040220.002  
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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Inventor:	Marion Grillo	)	
Serial No.:	10/825,037	)	Examiner: Michael J. Early
Filed:	April 15, 2004	)	Art Unit: 3749
Title:	Campfire Safety Apparatus	)	
Date:	May 9, 2006	)	

5 AMENDMENT & RESPONSE TO FINAL OFFICE ACTION

FILED BY FACSIMILE TO 571-273-8300

10 Honorable Commissioner of Patents and Trademarks  
Mail Stop: After Final  
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15 Commissioner:

This communication is in response to a final Office Action mailed on March 9, 2006. As this communication is being submitted within two months, it is believed to be timely and is entitled to an advisory action. Further, this response is prepared as a result of a Telephone  
20 Interview with Examiners Michael J. Early and Cheryl Tyler. Please enter this amendment to the above-captioned application as follows; (1) Claims 1-22 are pending in the application, (2) Claims 1, 12, 13, and 22 are currently amended and Claims 4, 11, 20, and 21 are currently canceled, and (3) Applicant requests consideration of the arguments. Please enter the following

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amendments to the claims without prejudice and consider the following remarks, which support allowance of those claims.

**Substance of the Examiner Interview** begins on page 3 of this paper.

**Amendments to the Claims** begin on page 4 of this paper.

5 **Remarks** begin on page 10 of this paper.

**Conclusion** begins on page 18 of this paper.

### **INTRODUCTORY REMARKS**

In response to the recent Office Action and the telephone interview with the Examiner,

10 Applicant kindly requests reconsideration and allowance of all the pending claims.

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### SUBSTANCE OF THE EXAMINER

On April 25, 2006, Applicant's attorney David J. Dawsey participated in a telephone interview with Examiners Michael J. Early and Cheryl Tyler. The following is the Interview Summary that was mailed on May 2, 2006.

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: In regard to Claims 11 and 20, the Applicant argued that there was not appropriate motivation to combine the prior art. Applicant also mentioned that the Final Rejection issued in regard to this application (filed on 3/9/06), may have been premature. Upon further review of the application, both of these issues have been considered and will be reviewed in further detail upon the Applicant's response to the Final Office Action.



CHERYL TYLER  
SUPERVISORY PATENT EXAMINER

5

Generally Applicant agrees Examiner's Summary. However, Applicant believes that arguments were also made regarding the claims that depend from claims 11 and 20, namely claims 12 and 21.